Docket No. 420052000127

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1616

In re Patent Application of: Examiner: S. Gollamudi

Neil P. DESAI et al.

Serial No.: 09/847,945

Filing Date: May 2, 2001

For: COMPOSITIONS AND METHODS FOR TREATMENT OF HYPERPLASIA

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO/SB/08a/b. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

The Examiner's attention is directed to Office Actions on commonly-owned U.S. Application Serial Nos. 11/544,737, 11/544,794, 11/544,523, 11/544,781, 11/635,253, and 11/635,252 (Document Nos. 1-6 on the attached Form Sb08, respectively), which have certain pending claims that were provisionally rejected on the ground of non-statutory obviousness-type double patenting over claims of the instant application.

This Supplemental Information Disclosure Statement is submitted: With the application; accordingly, no fee or separate requirements are required. Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided. Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.  $\boxtimes$ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance. A fee is required. A check in the amount of \_\_ is enclosed. X A fee is required. Accordingly, the required fee will be paid electronically upon submission of the present Supplemental Information Disclosure Statement. П A Certification under 37 C.F.R. § 1.97(e) is provided above; accordingly; no fee is believed to be due After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee A Certification under 37 C.F.R. § 1.97(e) is provided above and a check in the amount of \_\_ is enclosed. П A Certification under 37 C.F.R. § 1.97(e) is provided above and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO/SB/08a/b, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist;

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(iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petition and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 420052000127.

Dated: September 7, 2007 Respectfully submitted,

By \_\_\_/Jian Xiao/

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